

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

FRAMINGHAM'S PETITION FOR
DETERMINATION OF RATES APPLICABLE TO
TRANSPORTATION AND TREATMENT OF SEWAGE
PURSUANT TO INTERMUNICIPAL AGREEMENT

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) D.T.E. 02-46
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TOWN OF ASHLAND'S RESPONSES TO THE DEPARTMENT'S SETTLEMENT
INTERVENTION STAFF'S
FIRST SET OF INFORMATION REQUESTS

The Town of Ashland ("Ashland") hereby submits Ashland's Responses to the Department's Settlement Intervention Staff's First Set of Information Requests:

GENERAL OBJECTIONS OF SPECIFIC APPLICABILITY

1. Ashland incorporates these General Objections into each and every objection and/or individualized response contained herein and into each and every amendment, supplement or modification to these responses hereinafter provided. Ashland does not waive any General Objections in response to any specific request.

2. Ashland has not yet completed its investigation of the facts pertaining to this action and has not yet completed its discovery or preparation for trial. Ashland, therefore, reserves its right to amend, modify or supplement the objections and/or responses stated herein based on the results of further investigation and/or discovery.

3. Ashland objects to each request to the extent that it seeks information protected against disclosure by the attorney-client privilege, the attorney work product doctrine or any other rule of privilege, confidentiality or immunity provided by law.

4. Ashland objects to each request to the extent that it requests information beyond the scope of the Massachusetts Rules of Civil Procedure.

5. Ashland objects to each request to the extent that it is unduly burdensome, oppressive, harassing and vexatious.

REQUESTS AND RESPONSES

REQUEST DTE-SIS-A1-1

Refer to Attachment A in Ashland's response to DTE A 1-1.

- a. Was the formula that serves as the basis of the calculation provided therein originally developed by Framingham or by Ashland?
- b. As part of this response, please confirm whether this formula was first developed in 1998, as indicated by the date provided in the lower left corner of the attachment.

RESPONSE DTE-SIS-A1-1

This response was provided by Dexter Blois.

- a. The original formula is as follows: Percentage of Ashland's Usage of Inches/Miles of Framingham Sewerage Pipe (3.04%) x Ratio of Ashland's InterBasin Transfer allocation (3.20 MGD)/ the Total of Ashland's + Framingham's InterBasin Transfer allocation (28.59) x Framingham's O&M Cost. This formula was provided by Framingham to Ashland per the attached documents dated August 6, 1998 and October 21, 1998. The documents provided per DTE A-1-1 were a reprint of this information by Ashland with some modifications and additions.
- b. This response was first developed in 1998 and provided by Framingham to Ashland at that time.

REQUEST DTE-SIS-A1-2

Refer to Ashland's response to DTE A 1-4. Please provide the exact calculation steps used to derive the \$7,881 amount contained in the response.

RESPONSE DTE-SIS-A1-2

Dexter Blois and Steve Sylven provided this response.

The formula is DTE A-1-4 is stated as follows:

Percentage of Ashland's Usage of Inches/Miles of Framingham Sewerage Pipe (3.04%) x Ratio of Ashland InterBasin Transfer Allocation (3.20 MGD) /Total Ashland's InterBasin Transfer Allocation (3.2 MGD) +Framingham's InterBasin Transfer Allocation (25.39) x Framingham's O&M Cost (\$2,316,814).

We multiplied 3.04% (or 0.0304) x (3.2 / 3.2+25.39 (28.59) or 0.1119) x \$2,316,814 =

\$7,881.00

REQUEST DTE-SIS-A1-3

Refer to Information request F 1-15. Please provide any and all written communication between the Town of Ashland and Nyacol Company of Ashland pertaining to potential sulfide problems.

RESPONSE DTE-SIS-A1-3

Dexter Blois provided this response.

Ashland has no documents within its care, custody and control which are responsive to this Request.

REQUEST DTE-SIS-A1-4

Please provide the following information as of the end of Ashland's most recent fiscal year, or the most recent twelve-month period for which data is readily obtainable:

- a. Number of sewer customers;
- b. Rate schedules of tariffs for all classes of customers;
- c. Average bill per period by customer class (e.g., monthly, annually);
- d. Average bill per period by customer class, excluding MWRA Assessments;
- e. Average flow per customer, by customer class;
- f. Total flows by customer class;
- g. Most current total annual sewer system budget for Ashland.

RESPONSE DTE-SIS-A1-4

Dexter Blois provided the following response.

- a. 3,562 as of July 30, 2002
b.

USAGE (Cu. Ft.)	Rate per 100 C.F.
0-1,999	\$6.00
2,000 – 6,999	\$6.50
7,000-14,999	\$7.00
15,000-29,999	\$7.50
>29,000	9.00
Base Charge	40.00

- c. The average annual sewer bill for the typical four bedroom house is \$1,045.00.
- d. Ashland does not calculate the average bill by customer class. The MWRA assessment is included in rate calculations. If the MWRA assessment is approximately 43% of the budget, one could assume that the average typical bill excluded the MWRA assessment is \$596 (1,045 x 57%)
- e. Ashland does not calculate the average flow per customer by class. The typical four bedroom home uses 15,000 CF sewer annually.
- f. Per above, Ashland can provide only the total flow for all users for year ending June 30, 2002. This is 44,613,689 CF.
- g. The fiscal year 2004 operating budget is \$2,943,621.

Respectfully submitted by
The Town of Ashland by its attorneys,

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Dated: _____

CERTIFICATE OF SERVICE

I, Maureen P. Hogan, hereby certify that on this ____ day of March 2003, I served the foregoing by mailing a copy first class, postage prepaid, to:

Christopher J. Petrini, Esq.
Erin K. Higgins, Esq.
Conn Kavanaugh, et al.
Ten Post Office Square
Boston, MA 02109

Maureen P. Hogan

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